UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK \_\_\_\_\_ GEORGE W. BROWN,

Plaintiff,

-against-

THE BROOKDALE HOSPITAL MEDICAL CENTER, Case No.: 08 CV 1093 SANJEEV RAJPAL, M.D., CLASS SURGERY BROOKLYN GROUP, P.C., THE MOUNT SINAI HOSPITAL, HOWARD CHOI, M.D., DANIELLE PERRET, M.D., BRIAN RIORDAN, M.D., NEW FRANKLIN REHABILITATION & HEALTH CARE FACILITY, LLC, FRANKLIN CENTER FOR REHABILITATION & NURSING, INC., FRANKLIN CENTER FOR REHABILITATION & NURSING, ISRAEL SHERMAN, WILLIAM DUKE, M.D., HILLSIDE MANOR COMPREHENSIVE CARE CENTER, and THE NEW YORK HOSPITAL MEDICAL CENTER OF QUEENS,

LMM

RULE 7.1 STATEMENT

Defendants.

Defendant CLASS SURGERY BROOKLYN GROUP, P.C., by its attorneys, BELAIR & EVANS LLP, pursuant to Federal Rule of Civil Procedure 7.1, states that it has no parent corporation and that no publicly held corporation owns 10% or more of its stock.

Dated: New York, New York May 22, 2008

BELAIR & EVANS LLP

Attorneys for Defendant CLASS SURGERY BROOKLYN GROUP, P.C.

61 Broadway - Suite 1320 New York, New York 10006 Telephone: (212) 344-3900

By: Marshall o. Shepardson

(MS2091)

TO:

Leahey & Johnson, P.C. Attorneys for Plaintiff 120 Wall Street, Suite 2220 New York, NY 10005

Martin Clearwater & Bell LLP Attorneys for THE BROOKDALE HOSPITAL MEDICAL CENTER 220 East 42nd Street New York, NY 10017

Wilson Elser Moskowitz Edelman & Dicker LLP Attorneys for THE MOUNT SINAI HOSPITAL, HOWARD CHOI, M.D., DANIELLE PERRET, M.D., and BRIAN RIORDAN, M.D. 150 East 42nd Street New York, NY 10017

Kopff, Nardelli & Dopf LLP
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& HEALTH CARE FACILITY, LLC, FRANKLIN CENTER
FOR REHABILITATION & NURSING, INC.,
FRANKLIN CENTER FOR REHABILITATION & NURSING,
ISRAEL SHERMAN, and WILLIAM DUKE, M.D.
440 Ninth Avenue
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Furey, Furey, Leverage, Manzione, Williams & Darlington, P.C. Attorneys for HILLSIDE MANOR COMPREHENSIVE CARE CENTER 600 Front Street Hempstead, NY 11550-4494

Wagner, Doman & Leto, P.C. Attorneys for THE NEW YORK HOSPITAL MEDICAL CENTER OF QUEENS 227 Mineola Blvd. Mineola, NY 11501

## AFFIDAVIT OF SERVICE

STATE OF NEW YORK )

SS:
COUNTY OF NEW YORK )

I, MARCY KRUSKAL, being duly sworn, say:

I am not a party to this action, am over 18 years of age and reside in Staten Island, New York.

On May 23, 2008, I served the within **RULE 7.1 STATEMENT** by depositing a true copy thereof in a postpaid wrapper, in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State, addressed to each of the following persons at the last known address set forth after each name:

## UPON:

Leahey & Johnson, P.C. Attorneys for Plaintiff 120 Wall Street, Suite 2220 New York, NY 10005

Martin Clearwater & Bell LLP Attorneys for THE BROOKDALE HOSPITAL MEDICAL CENTER 220 East 42nd Street New York, NY 10017

Wilson Elser Moskowitz Edelman & Dicker LLP Attorneys for THE MOUNT SINAI HOSPITAL, HOWARD CHOI, M.D., DANIELLE PERRET, M.D., and BRIAN RIORDAN, M.D. 150 East 42nd Street New York, NY 10017

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Hempstead, NY 11550-4494

Wagner, Doman & Leto, P.C. Attorneys for THE NEW YORK HOSPITAL MEDICAL CENTER OF QUEENS 227 Mineola Blvd. Mineola, NY 11501

MARCY KROSKAL

Sworn to before me this day of May, 2008

2.00417 142210

JOSEPH F. FERRETTE
Notary Public, State of New York
No. 30-4951652
Qualified in Nassau County
Commission Expires May 30, 20

CASE NO.: 08 CV 1093

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

GEORGE W. BROWN,

Plaintiff,

-against-

THE BROOKDALE HOSPITAL MEDICAL CENTER, SANJEEV RAJPAL, M.D., CLASS SURGERY BROOKLYN GROUP, P.C., THE MOUNT SINAI HOSPITAL, HOWARD CHOI, M.D., DANIELLE PERRET, M.D., BRIAN RIORDAN, M.D., NEW FRANKLIN REHABILITATION & HEALTH CARE FACILITY, LLC, FRANKLIN CENTER FOR REHABILITATION & NURSING, INC., FRANKLIN CENTER FOR REHABILITATION & NURSING, ISRAEL SHERMAN, WILLIAM DUKE, M.D., HILLSIDE MANOR COMPREHENSIVE CARE CENTER, and THE NEW YORK HOSPITAL MEDICAL CENTER OF QUEENS,

Defendants.

## RULE 7.1 STATEMENT

BELAIR & EVANS LLP Attorneys for Defendant CLASS SURGERY BROOKLYN GROUP, P.C. 61 Broadway - Suite 1320 New York, New York 10006 Tel.: (212) 344-3900

TO:

ALL PARTIES